

In the Senate of the United States,

October 12 (legislative day, September 22), 2000.

Resolved, That the bill from the House of Representatives (H.R. 3671) entitled “An Act to amend the Acts popularly known as the Pittman-Robertson Wildlife Restoration Act and the Dingell-Johnson Sport Fish Restoration Act to enhance the funds available for grants to States for fish and wildlife conservation projects and increase opportunities for recreational hunting, bow hunting, trapping, archery, and fishing, by eliminating opportunities for waste, fraud, abuse, maladministration, and unauthorized expenditures for administration and execution of those Acts, and for other purposes.”, do pass with the following

AMENDMENTS:

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SHORT TITLE; TABLE OF CONTENTS.***

2 (a) *SHORT TITLE*.—*This Act may be cited as the “Fish*
3 *and Wildlife Programs Improvement and National Wildlife*
4 *Refuge System Centennial Act of 2000”.*

- 1 *(b) TABLE OF CONTENTS.—The table of contents of this*
 2 *Act is as follows:*

Sec. 1. Short title; table of contents.

TITLE I—WILDLIFE AND SPORT FISH RESTORATION PROGRAMS

Sec. 101. Short titles.

Subtitle A—Wildlife Restoration

Sec. 111. Expenses for administration.

Sec. 112. Firearm and bow hunter education and safety program grants.

Sec. 113. Multistate conservation grant program.

Sec. 114. Miscellaneous provision.

Subtitle B—Sport Fish Restoration

Sec. 121. Expenses for administration.

Sec. 122. Multistate conservation grant program.

Sec. 123. Funding of the Coastal Wetlands Planning, Protection and Restoration Act.

Sec. 124. Period of availability.

Sec. 125. Miscellaneous provision.

Sec. 126. Conforming amendment.

Subtitle C—Wildlife and Sport Fish Restoration Programs

Sec. 131. Designation of programs.

Sec. 132. Assistant Director for Wildlife and Sport Fish Restoration Programs.

Sec. 133. Reports and certifications.

TITLE II—NATIONAL FISH AND WILDLIFE FOUNDATION

Sec. 201. Short title.

Sec. 202. Purposes.

Sec. 203. Board of Directors of the Foundation.

Sec. 204. Rights and obligations of the Foundation.

Sec. 205. Annual reporting of grant details.

Sec. 206. Notice to Members of Congress.

Sec. 207. Authorization of appropriations.

Sec. 208. Limitation on authority.

TITLE III—NATIONAL WILDLIFE REFUGE SYSTEM CENTENNIAL

Sec. 301. Short title.

Sec. 302. Findings and purposes.

Sec. 303. National Wildlife Refuge System Centennial Commission.

Sec. 304. Long-term planning and annual reporting requirements regarding the operation and maintenance backlog.

Sec. 305. Year of the National Wildlife Refuge.

Sec. 306. Authorization of appropriations.

Sec. 307. Effective date.

1 ***TITLE I—WILDLIFE AND SPORT***
 2 ***FISH RESTORATION PROGRAMS***

3 ***SEC. 101. SHORT TITLES.***

4 (a) *THIS TITLE.*—*This title may be cited as the “Wild-*
 5 *life and Sport Fish Restoration Programs Improvement Act*
 6 *of 2000”.*

7 (b) *PITTMAN-ROBERTSON WILDLIFE RESTORATION*
 8 *ACT.*—*The Act of September 2, 1937 (16 U.S.C. 669 et seq.),*
 9 *is amended by adding at the end the following:*

10 ***“SEC. 13. SHORT TITLE.***

11 *“This Act may be cited as the ‘Pittman-Robertson*
 12 *Wildlife Restoration Act’.”.*

13 (c) *DINGELL-JOHNSON SPORT FISH RESTORATION*
 14 *ACT.*—*The Act of August 9, 1950 (16 U.S.C. 777 et seq.),*
 15 *is amended by adding at the end the following:*

16 ***“SEC. 15. SHORT TITLE.***

17 *“This Act may be cited as the ‘Dingell-Johnson Sport*
 18 *Fish Restoration Act’.”.*

19 ***Subtitle A—Wildlife Restoration***

20 ***SEC. 111. EXPENSES FOR ADMINISTRATION.***

21 (a) *SET-ASIDE FOR EXPENSES FOR ADMINISTRATION*
 22 *OF THE PITTMAN-ROBERTSON WILDLIFE RESTORATION*
 23 *ACT.*—*Section 4 of the Pittman-Robertson Wildlife Restora-*
 24 *tion Act (16 U.S.C. 669c) is amended—*

1 (1) by redesignating subsection (b) as subsection
2 (c);

3 (2) by striking “SEC. 4.” and all that follows
4 through the end of the first sentence of subsection (a)
5 and inserting the following:

6 **“SEC. 4. ALLOCATION AND APPORTIONMENT OF AVAILABLE**
7 **AMOUNTS.**

8 “(a) *SET-ASIDE FOR EXPENSES FOR ADMINISTRATION*
9 *OF THE PITTMAN-ROBERTSON WILDLIFE RESTORATION*
10 *ACT.*—

11 “(1) *IN GENERAL.*—

12 “(A) *SET-ASIDE.*—*For fiscal year 2001 and*
13 *each fiscal year thereafter, of the revenues (ex-*
14 *cluding interest accruing under section 3(b)) cov-*
15 *ered into the fund for the fiscal year, the Sec-*
16 *retary of the Interior may use not more than the*
17 *available amount specified in subparagraph (B)*
18 *for the fiscal year for expenses for administra-*
19 *tion incurred in implementation of this Act, in*
20 *accordance with this subsection and section 9.*

21 “(B) *AVAILABLE AMOUNTS.*—*The available*
22 *amount referred to in subparagraph (A) is—*

23 “(i) *for each of fiscal years 2001 and*
24 *2002, \$9,000,000;*

1 “(ii) for fiscal year 2003, \$8,212,000;

2 and

3 “(iii) for fiscal year 2004 and each fis-

4 cal year thereafter, the sum of—

5 “(I) the available amount for the

6 preceding fiscal year; and

7 “(II) the amount determined by

8 multiplying—

9 “(aa) the available amount

10 for the preceding fiscal year; and

11 “(bb) the change, relative to

12 the preceding fiscal year, in the

13 Consumer Price Index for All

14 Urban Consumers published by

15 the Department of Labor.

16 “(2) *PERIOD OF AVAILABILITY; APPORTIONMENT*

17 *OF UNOBLIGATED AMOUNTS.—*

18 “(A) *PERIOD OF AVAILABILITY.—For each*

19 *fiscal year, the available amount under para-*

20 *graph (1) shall remain available for obligation*

21 *for use under that paragraph until the end of the*

22 *fiscal year.*

23 “(B) *APPORTIONMENT OF UNOBLIGATED*

24 *AMOUNTS.—Not later than 60 days after the end*

25 *of a fiscal year, the Secretary of the Interior*

1 *shall apportion among the States any of the*
 2 *available amount under paragraph (1) that re-*
 3 *mains unobligated at the end of the fiscal year,*
 4 *on the same basis and in the same manner as*
 5 *other amounts made available under this Act are*
 6 *apportioned among the States for the fiscal year.*

7 “(b) *APPORTIONMENT TO STATES.—*”;

8 (3) *in subsection (b) (as designated by para-*
 9 *graph (2)), by striking “after making the aforesaid*
 10 *deduction, shall apportion, except as provided in sub-*
 11 *section (b) of this section,” and inserting “after de-*
 12 *ducting the available amount under subsection (a),*
 13 *the amount apportioned under subsection (c), any*
 14 *amount apportioned under section 8A, and amounts*
 15 *provided as grants under sections 10 and 11, shall*
 16 *apportion”; and*

17 (4) *in the first sentence of subsection (c) (as re-*
 18 *designated by paragraph (1)), by inserting “Puerto*
 19 *Rico,” after “American Samoa,”.*

20 (b) *REQUIREMENTS AND RESTRICTIONS CONCERNING*
 21 *USE OF AMOUNTS FOR EXPENSES FOR ADMINISTRATION.—*
 22 *Section 9 of the Pittman-Robertson Wildlife Restoration Act*
 23 *(16 U.S.C. 669h) is amended to read as follows:*

1 **“SEC. 9. REQUIREMENTS AND RESTRICTIONS CONCERNING**
2 **USE OF AMOUNTS FOR EXPENSES FOR AD-**
3 **MINISTRATION.**

4 “(a) *AUTHORIZED EXPENSES FOR ADMINISTRA-*
5 *TION.—Except as provided in subsection (b), the Secretary*
6 *of the Interior may use available amounts under section*
7 *4(a)(1) only for expenses for administration that directly*
8 *support the implementation of this Act that consist of—*

9 “(1) *personnel costs of employees who directly*
10 *administer this Act on a full-time basis;*

11 “(2) *personnel costs of employees who directly*
12 *administer this Act on a part-time basis for at least*
13 *20 hours each week, not to exceed the portion of those*
14 *costs incurred with respect to the work hours of the*
15 *employee during which the employee directly admin-*
16 *isters this Act, as those hours are certified by the su-*
17 *pervisor of the employee;*

18 “(3) *support costs directly associated with per-*
19 *sonnel costs authorized under paragraphs (1) and (2),*
20 *excluding costs associated with staffing and operation*
21 *of regional offices of the United States Fish and Wild-*
22 *life Service and the Department of the Interior other*
23 *than for the purposes of this Act;*

24 “(4) *costs of determining under section 6(a)*
25 *whether State comprehensive plans and projects are*
26 *substantial in character and design;*

1 “(5) overhead costs, including the costs of general
2 administrative services, that are directly attributable
3 to administration of this Act and are based on—

4 “(A) actual costs, as determined by a direct
5 cost allocation methodology approved by the Di-
6 rector of the Office of Management and Budget
7 for use by Federal agencies; and

8 “(B) in the case of costs that are not deter-
9 minable under subparagraph (A), an amount
10 per full-time equivalent employee authorized
11 under paragraphs (1) and (2) that does not ex-
12 ceed the amount charged or assessed for costs per
13 full-time equivalent employee for any other divi-
14 sion or program of the United States Fish and
15 Wildlife Service;

16 “(6) costs incurred in auditing, every 5 years,
17 the wildlife and sport fish activities of each State fish
18 and game department and the use of funds under sec-
19 tion 6 by each State fish and game department;

20 “(7) costs of audits under subsection (d);

21 “(8) costs of necessary training of Federal and
22 State full-time personnel who administer this Act to
23 improve administration of this Act;

24 “(9) costs of travel to States, territories, and
25 Canada by personnel who—

1 “(A) administer this Act on a full-time
2 basis for purposes directly related to administra-
3 tion of State programs or projects; or

4 “(B) administer grants under section 6, 10,
5 or 11;

6 “(10) costs of travel outside the United States
7 (except travel to Canada), by personnel who admin-
8 ister this Act on a full-time basis, for purposes that
9 directly relate to administration of this Act and that
10 are approved directly by the Assistant Secretary for
11 Fish and Wildlife and Parks;

12 “(11) relocation expenses for personnel who, after
13 relocation, will administer this Act on a full-time
14 basis for at least 1 year, as certified by the Director
15 of the United States Fish and Wildlife Service at the
16 time at which the relocation expenses are incurred;
17 and

18 “(12) costs to audit, evaluate, approve, dis-
19 approve, and advise concerning grants under sections
20 6, 10, and 11.

21 “(b) *REPORTING OF OTHER USES.*—

22 “(1) *IN GENERAL.*—Subject to paragraph (2), if
23 the Secretary of the Interior determines that available
24 amounts under section 4(a)(1) should be used for an
25 expense for administration other than an expense for

1 *administration described in subsection (a), the*
2 *Secretary—*

3 *“(A) shall submit to the Committee on En-*
4 *vironment and Public Works of the Senate and*
5 *the Committee on Resources of the House of Rep-*
6 *resentatives a report describing the expense for*
7 *administration and stating the amount of the ex-*
8 *pense; and*

9 *“(B) may use any such available amounts*
10 *for the expense for administration only after the*
11 *end of the 30-day period beginning on the date*
12 *of submission of the report under subparagraph*
13 *(A).*

14 *“(2) MAXIMUM AMOUNT.—For any fiscal year,*
15 *the Secretary of the Interior may use under para-*
16 *graph (1) not more than \$25,000.*

17 *“(c) RESTRICTION ON USE TO SUPPLEMENT GENERAL*
18 *APPROPRIATIONS.—The Secretary of the Interior shall not*
19 *use available amounts under subsection (b) to supplement*
20 *the funding of any function for which general appropria-*
21 *tions are made for the United States Fish and Wildlife*
22 *Service or any other entity of the Department of the Inte-*
23 *rior.*

24 *“(d) AUDIT REQUIREMENT.—*

1 “(1) *IN GENERAL.*—*The Inspector General of the*
2 *Department of the Interior shall procure the perform-*
3 *ance of biennial audits, in accordance with generally*
4 *accepted accounting principles, of expenditures and*
5 *obligations of amounts used by the Secretary of the*
6 *Interior for expenses for administration incurred in*
7 *implementation of this Act.*

8 “(2) *AUDITOR.*—

9 “(A) *IN GENERAL.*—*An audit under this*
10 *subsection shall be performed under a contract*
11 *that is awarded under competitive procedures (as*
12 *defined in section 4 of the Office of Federal Pro-*
13 *curement Policy Act (41 U.S.C. 403)) by a per-*
14 *son or entity that is not associated in any way*
15 *with the Department of the Interior (except by*
16 *way of a contract for the performance of an*
17 *audit or other review).*

18 “(B) *SUPERVISION OF AUDITOR.*—*The audi-*
19 *tor selected under subparagraph (A) shall report*
20 *to, and be supervised by, the Inspector General*
21 *of the Department of the Interior, except that the*
22 *auditor shall submit a copy of the biennial audit*
23 *findings to the Secretary of the Interior at the*
24 *time at which the findings are submitted to the*

1 *Inspector General of the Department of the Inte-*
 2 *rior.*

3 “(3) *REPORT TO CONGRESS.—The Inspector*
 4 *General of the Department of the Interior shall*
 5 *promptly submit to the Committee on Resources of the*
 6 *House of Representatives and the Committee on Envi-*
 7 *ronment and Public Works of the Senate—*

8 “(A) *a report on the results of each audit*
 9 *under this subsection; and*

10 “(B) *a copy of each audit under this sub-*
 11 *section.”.*

12 (c) *CONFORMING AMENDMENT.—Section 8(b) of the*
 13 *Pittman-Robertson Wildlife Restoration Act (16 U.S.C.*
 14 *669g(b)) is amended in the first sentence by striking “sec-*
 15 *tion 4(b) of this Act” and inserting “section 4(c)”.*

16 **SEC. 112. FIREARM AND BOW HUNTER EDUCATION AND**
 17 **SAFETY PROGRAM GRANTS.**

18 *The Pittman-Robertson Wildlife Restoration Act is*
 19 *amended—*

20 (1) *by redesignating section 10 (16 U.S.C. 669i)*
 21 *as section 12; and*

22 (2) *by inserting after section 9 (16 U.S.C. 669h)*
 23 *the following:*

1 **“SEC. 10. FIREARM AND BOW HUNTER EDUCATION AND**
2 **SAFETY PROGRAM GRANTS.**

3 “(a) *IN GENERAL.*—

4 “(1) *GRANTS.*—Of the revenues covered into the
5 fund, \$7,500,000 for each of fiscal years 2001 and
6 2002, and \$8,000,000 for fiscal year 2003 and each
7 fiscal year thereafter, shall be apportioned among the
8 States in the manner specified in section 4(c) by the
9 Secretary of the Interior and used to make grants to
10 the States to be used for—

11 “(A) *in the case of a State that has not used*
12 *all of the funds apportioned to the State under*
13 *section 4(c) for the fiscal year in the manner de-*
14 *scribed in section 8(b)—*

15 “(i) *the enhancement of hunter edu-*
16 *cation programs, hunter and sporting fire-*
17 *arm safety programs, and hunter develop-*
18 *ment programs;*

19 “(ii) *the enhancement of interstate co-*
20 *ordination and development of hunter edu-*
21 *cation and shooting range programs;*

22 “(iii) *the enhancement of bow hunter*
23 *and archery education, safety, and develop-*
24 *ment programs; and*

25 “(iv) *the enhancement of construction*
26 *or development of firearm shooting ranges*

1 *and archery ranges, and the updating of*
2 *safety features of firearm shooting ranges*
3 *and archery ranges; and*

4 “(B) *in the case of a State that has used all*
5 *of the funds apportioned to the State under sec-*
6 *tion 4(c) for the fiscal year in the manner de-*
7 *scribed in section 8(b), any use authorized by*
8 *this Act (including hunter safety programs and*
9 *the construction, operation, and maintenance of*
10 *public target ranges).*

11 “(2) *LIMITATION ON USE.—Under paragraph*
12 *(1), a State shall not be required to use more than the*
13 *amount described in section 8(b) for hunter safety*
14 *programs and the construction, operation, and main-*
15 *tenance of public target ranges.*

16 “(b) *COST SHARING.—The Federal share of the cost of*
17 *any activity carried out with a grant under this section*
18 *shall not exceed 75 percent of the total cost of the activity.*

19 “(c) *PERIOD OF AVAILABILITY; REAPPORTIONMENT.—*

20 “(1) *PERIOD OF AVAILABILITY.—Amounts made*
21 *available and apportioned for grants under this sec-*
22 *tion shall remain available only for the fiscal year for*
23 *which the amounts are apportioned.*

24 “(2) *REAPPORTIONMENT.—At the end of the pe-*
25 *riod of availability under paragraph (1), the Sec-*

1 *retary of the Interior shall apportion amounts made*
 2 *available that have not been used to make grants*
 3 *under this section among the States described in sub-*
 4 *section (a)(1)(B) for use by those States in accordance*
 5 *with this Act.”.*

6 **SEC. 113. MULTISTATE CONSERVATION GRANT PROGRAM.**

7 *The Pittman-Robertson Wildlife Restoration Act (as*
 8 *amended by section 112) is amended by inserting after sec-*
 9 *tion 10 the following:*

10 **“SEC. 11. MULTISTATE CONSERVATION GRANT PROGRAM.**

11 *“(a) IN GENERAL.—*

12 *“(1) AMOUNT FOR GRANTS.—Not more than*
 13 *\$3,000,000 of the revenues covered into the fund for*
 14 *a fiscal year shall be available to the Secretary of the*
 15 *Interior for making multistate conservation project*
 16 *grants in accordance with this section.*

17 *“(2) PERIOD OF AVAILABILITY; APPORTION-*
 18 *MENT.—*

19 *“(A) PERIOD OF AVAILABILITY.—Amounts*
 20 *made available under paragraph (1) shall re-*
 21 *main available for making grants only for the*
 22 *first fiscal year for which the amount is made*
 23 *available and the following fiscal year.*

24 *“(B) APPORTIONMENT.—At the end of the*
 25 *period of availability under subparagraph (A),*

1 *the Secretary of the Interior shall apportion any*
 2 *amounts that remain available among the States*
 3 *in the manner specified in section 4(b) for use*
 4 *by the States in the same manner as funds ap-*
 5 *portioned under section 4(b).*

6 *“(b) SELECTION OF PROJECTS.—*

7 *“(1) STATES OR ENTITIES TO BE BENEFITED.—*
 8 *A project shall not be eligible for a grant under this*
 9 *section unless the project will benefit—*

10 *“(A) at least 26 States;*

11 *“(B) a majority of the States in a region of*
 12 *the United States Fish and Wildlife Service; or*

13 *“(C) a regional association of State fish*
 14 *and game departments.*

15 *“(2) USE OF SUBMITTED PRIORITY LIST OF*
 16 *PROJECTS.—The Secretary of the Interior may make*
 17 *grants under this section only for projects identified*
 18 *on a priority list of wildlife restoration projects de-*
 19 *scribed in paragraph (3).*

20 *“(3) PRIORITY LIST OF PROJECTS.—A priority*
 21 *list referred to in paragraph (2) is a priority list of*
 22 *wildlife restoration projects that the International As-*
 23 *sociation of Fish and Wildlife Agencies—*

24 *“(A) prepares through a committee com-*
 25 *prised of the heads of State fish and game de-*

1 *partments (or their designees), in consultation*
 2 *with—*

3 *“(i) nongovernmental organizations*
 4 *that represent conservation organizations;*

5 *“(ii) sportsmen organizations; and*

6 *“(iii) industries that support or pro-*
 7 *mote hunting, trapping, recreational shoot-*
 8 *ing, bow hunting, or archery;*

9 *“(B) approves by vote of a majority of the*
 10 *heads of State fish and game departments (or*
 11 *their designees); and*

12 *“(C) not later than October 1 of each fiscal*
 13 *year, submits to the Assistant Director for Wild-*
 14 *life and Sport Fish Restoration Programs.*

15 *“(4) PUBLICATION.—The Assistant Director for*
 16 *Wildlife and Sport Fish Restoration Programs shall*
 17 *publish in the Federal Register each priority list sub-*
 18 *mitted under paragraph (3)(C).*

19 *“(c) ELIGIBLE GRANTEES.—*

20 *“(1) IN GENERAL.—The Secretary of the Interior*
 21 *may make a grant under this section only to—*

22 *“(A) a State or group of States;*

23 *“(B) the United States Fish and Wildlife*
 24 *Service, or a State or group of States, for the*
 25 *purpose of carrying out the National Survey of*

1 *Fishing, Hunting, and Wildlife-Associated Recre-*
 2 *ation; and*

3 “(C) *subject to paragraph (2), a nongovern-*
 4 *mental organization.*

5 “(2) *NONGOVERNMENTAL ORGANIZATIONS.—*

6 “(A) *IN GENERAL.—Any nongovernmental*
 7 *organization that applies for a grant under this*
 8 *section shall submit with the application to the*
 9 *International Association of Fish and Wildlife*
 10 *Agencies a certification that the organization—*

11 “(i) *will not use the grant funds to*
 12 *fund, in whole or in part, any activity of*
 13 *the organization that promotes or encour-*
 14 *ages opposition to the regulated hunting or*
 15 *trapping of wildlife; and*

16 “(ii) *will use the grant funds in com-*
 17 *pliance with subsection (d).*

18 “(B) *PENALTIES FOR CERTAIN ACTIVI-*
 19 *TIES.—Any nongovernmental organization that*
 20 *is found to use grant funds in violation of sub-*
 21 *paragraph (A) shall return all funds received*
 22 *under this section and be subject to any other*
 23 *applicable penalties under law.*

24 “(d) *USE OF GRANTS.—A grant under this section*
 25 *shall not be used, in whole or in part, for an activity,*

1 *project, or program that promotes or encourages opposition*
 2 *to the regulated hunting or trapping of wildlife.*

3 “(e) *NONAPPLICABILITY OF FEDERAL ADVISORY COM-*
 4 *MITTEE ACT.*—*The Federal Advisory Committee Act (5*
 5 *U.S.C. App.) shall not apply to any activity carried out*
 6 *under this section.”.*

7 **SEC. 114. MISCELLANEOUS PROVISION.**

8 *Section 5 of the Pittman-Robertson Wildlife Restora-*
 9 *tion Act (16 U.S.C. 669d) is amended in the first*
 10 *sentence—*

11 *(1) by inserting “, at the time at which a deduc-*
 12 *tion or apportionment is made,” after “certify”; and*

13 *(2) by striking “and executing”.*

14 ***Subtitle B—Sport Fish Restoration***

15 **SEC. 121. EXPENSES FOR ADMINISTRATION.**

16 *(a) SET-ASIDE FOR EXPENSES FOR ADMINISTRATION*
 17 *OF THE DINGELL-JOHNSON SPORT FISH RESTORATION*
 18 *ACT.*—*Section 4 of the Dingell-Johnson Sport Fish Restora-*
 19 *tion Act (16 U.S.C. 777c) is amended by striking subsection*
 20 *(d) and inserting the following:*

21 “(d) *SET-ASIDE FOR EXPENSES FOR ADMINISTRATION*
 22 *OF THE DINGELL-JOHNSON SPORT FISH RESTORATION*
 23 *ACT.*—

24 “(1) *IN GENERAL.*—

1 “(A) *SET-ASIDE*.—For fiscal year 2001 and
2 each fiscal year thereafter, of the balance of each
3 such annual appropriation remaining after the
4 distribution and use under subsections (a), (b),
5 and (c) and section 14, the Secretary of the Inte-
6 rior may use not more than the available
7 amount specified in subparagraph (B) for the
8 fiscal year for expenses for administration in-
9 curred in implementation of this Act, in accord-
10 ance with this subsection and section 9.

11 “(B) *AVAILABLE AMOUNTS*.—The available
12 amount referred to in subparagraph (A) is—

13 “(i) for each of fiscal years 2001 and
14 2002, \$9,000,000;

15 “(ii) for fiscal year 2003, \$8,212,000;
16 and

17 “(iii) for fiscal year 2004 and each fis-
18 cal year thereafter, the sum of—

19 “(I) the available amount for the
20 preceding fiscal year; and

21 “(II) the amount determined by
22 multiplying—

23 “(aa) the available amount
24 for the preceding fiscal year; and

1 “(bb) the change, relative to
2 the preceding fiscal year, in the
3 Consumer Price Index for All
4 Urban Consumers published by
5 the Department of Labor.

6 “(2) *PERIOD OF AVAILABILITY; APPORTIONMENT*
7 *OF UNOBLIGATED AMOUNTS.—*

8 “(A) *PERIOD OF AVAILABILITY.—For each*
9 *fiscal year, the available amount under para-*
10 *graph (1) shall remain available for obligation*
11 *for use under that paragraph until the end of the*
12 *fiscal year.*

13 “(B) *APPORTIONMENT OF UNOBLIGATED*
14 *AMOUNTS.—Not later than 60 days after the end*
15 *of a fiscal year, the Secretary of the Interior*
16 *shall apportion among the States any of the*
17 *available amount under paragraph (1) that re-*
18 *mains unobligated at the end of the fiscal year,*
19 *on the same basis and in the same manner as*
20 *other amounts made available under this Act are*
21 *apportioned among the States under subsection*
22 *(e) for the fiscal year.”.*

23 “(b) *REQUIREMENTS AND RESTRICTIONS CONCERNING*
24 *USE OF AMOUNTS FOR EXPENSES FOR ADMINISTRATION.—*

1 *Section 9 of the Dingell-Johnson Sport Fish Restoration Act*
2 *(16 U.S.C. 777h) is amended to read as follows:*

3 **“SEC. 9. REQUIREMENTS AND RESTRICTIONS CONCERNING**
4 **USE OF AMOUNTS FOR EXPENSES FOR AD-**
5 **MINISTRATION.**

6 “(a) *AUTHORIZED EXPENSES FOR ADMINISTRA-*
7 *TION.—Except as provided in subsection (b), the Secretary*
8 *of the Interior may use available amounts under section*
9 *4(d)(1) only for expenses for administration that directly*
10 *support the implementation of this Act that consist of—*

11 “(1) *personnel costs of employees who directly*
12 *administer this Act on a full-time basis;*

13 “(2) *personnel costs of employees who directly*
14 *administer this Act on a part-time basis for at least*
15 *20 hours each week, not to exceed the portion of those*
16 *costs incurred with respect to the work hours of the*
17 *employee during which the employee directly admin-*
18 *isters this Act, as those hours are certified by the su-*
19 *pervisor of the employee;*

20 “(3) *support costs directly associated with per-*
21 *sonnel costs authorized under paragraphs (1) and (2),*
22 *excluding costs associated with staffing and operation*
23 *of regional offices of the United States Fish and Wild-*
24 *life Service and the Department of the Interior other*
25 *than for the purposes of this Act;*

1 “(4) costs of determining under section 6(a)
2 whether State comprehensive plans and projects are
3 substantial in character and design;

4 “(5) overhead costs, including the costs of general
5 administrative services, that are directly attributable
6 to administration of this Act and are based on—

7 “(A) actual costs, as determined by a direct
8 cost allocation methodology approved by the Di-
9 rector of the Office of Management and Budget
10 for use by Federal agencies; and

11 “(B) in the case of costs that are not deter-
12 minable under subparagraph (A), an amount
13 per full-time equivalent employee authorized
14 under paragraphs (1) and (2) that does not ex-
15 ceed the amount charged or assessed for costs per
16 full-time equivalent employee for any other divi-
17 sion or program of the United States Fish and
18 Wildlife Service;

19 “(6) costs incurred in auditing, every 5 years,
20 the wildlife and sport fish activities of each State fish
21 and game department and the use of funds under sec-
22 tion 6 by each State fish and game department;

23 “(7) costs of audits under subsection (d);

1 “(8) costs of necessary training of Federal and
2 State full-time personnel who administer this Act to
3 improve administration of this Act;

4 “(9) costs of travel to States, territories, and
5 Canada by personnel who—

6 “(A) administer this Act on a full-time
7 basis for purposes directly related to administra-
8 tion of State programs or projects; or

9 “(B) administer grants under section 6 or
10 14;

11 “(10) costs of travel outside the United States
12 (except travel to Canada), by personnel who admin-
13 ister this Act on a full-time basis, for purposes that
14 directly relate to administration of this Act and that
15 are approved directly by the Assistant Secretary for
16 Fish and Wildlife and Parks;

17 “(11) relocation expenses for personnel who, after
18 relocation, will administer this Act on a full-time
19 basis for at least 1 year, as certified by the Director
20 of the United States Fish and Wildlife Service at the
21 time at which the relocation expenses are incurred;
22 and

23 “(12) costs to audit, evaluate, approve, dis-
24 approve, and advise concerning grants under sections
25 6 and 14.

1 “(b) *REPORTING OF OTHER USES.*—

2 “(1) *IN GENERAL.*—Subject to paragraph (2), if
3 the Secretary of the Interior determines that available
4 amounts under section 4(d)(1) should be used for an
5 expense for administration other than an expense for
6 administration described in subsection (a), the
7 Secretary—

8 “(A) shall submit to the Committee on En-
9 vironment and Public Works of the Senate and
10 the Committee on Resources of the House of Rep-
11 resentatives a report describing the expense for
12 administration and stating the amount of the ex-
13 pense; and

14 “(B) may use any such available amounts
15 for the expense for administration only after the
16 end of the 30-day period beginning on the date
17 of submission of the report under subparagraph
18 (A).

19 “(2) *MAXIMUM AMOUNT.*—For any fiscal year,
20 the Secretary of the Interior may use under para-
21 graph (1) not more than \$25,000.

22 “(c) *RESTRICTION ON USE TO SUPPLEMENT GENERAL*
23 *APPROPRIATIONS.*—The Secretary of the Interior shall not
24 use available amounts under subsection (b) to supplement
25 the funding of any function for which general appropria-

1 *tions are made for the United States Fish and Wildlife*
2 *Service or any other entity of the Department of the Inte-*
3 *rior.*

4 “(d) *AUDIT REQUIREMENT.*—

5 “(1) *IN GENERAL.*—*The Inspector General of the*
6 *Department of the Interior shall procure the perform-*
7 *ance of biennial audits, in accordance with generally*
8 *accepted accounting principles, of expenditures and*
9 *obligations of amounts used by the Secretary of the*
10 *Interior for expenses for administration incurred in*
11 *implementation of this Act.*

12 “(2) *AUDITOR.*—

13 “(A) *IN GENERAL.*—*An audit under this*
14 *subsection shall be performed under a contract*
15 *that is awarded under competitive procedures (as*
16 *defined in section 4 of the Office of Federal Pro-*
17 *curement Policy Act (41 U.S.C. 403)) by a per-*
18 *son or entity that is not associated in any way*
19 *with the Department of the Interior (except by*
20 *way of a contract for the performance of an*
21 *audit or other review).*

22 “(B) *SUPERVISION OF AUDITOR.*—*The audi-*
23 *tor selected under subparagraph (A) shall report*
24 *to, and be supervised by, the Inspector General*
25 *of the Department of the Interior, except that the*

1 *auditor shall submit a copy of the biennial audit*
 2 *findings to the Secretary of the Interior at the*
 3 *time at which the findings are submitted to the*
 4 *Inspector General of the Department of the Inte-*
 5 *rior.*

6 “(3) *REPORT TO CONGRESS.—The Inspector*
 7 *General of the Department of the Interior shall*
 8 *promptly submit to the Committee on Resources of the*
 9 *House of Representatives and the Committee on Envi-*
 10 *ronment and Public Works of the Senate—*

11 “(A) *a report on the results of each audit*
 12 *under this subsection; and*

13 “(B) *a copy of each audit under this sub-*
 14 *section.”.*

15 “(c) *EXPENSES FOR ADMINISTRATION OF CERTAIN*
 16 *PROGRAMS.—Section 4 of the Dingell-Johnson Sport Fish*
 17 *Restoration Act (16 U.S.C. 777c) is amended by adding at*
 18 *the end the following:*

19 “(g) *EXPENSES FOR ADMINISTRATION OF CERTAIN*
 20 *PROGRAMS.—*

21 “(1) *IN GENERAL.—For each fiscal year, of the*
 22 *amounts appropriated under section 3, the Secretary*
 23 *of the Interior shall use only funds authorized for use*
 24 *under subsections (a), (b)(3)(A), (b)(3)(B), and (c) to*
 25 *pay the expenses for administration incurred in car-*

1 *rying out the provisions of law referred to in those*
 2 *subsections, respectively.*

3 *“(2) MAXIMUM AMOUNT.—For each fiscal year,*
 4 *the Secretary of the Interior may use not more than*
 5 *\$900,000 in accordance with paragraph (1).”.*

6 **SEC. 122. MULTISTATE CONSERVATION GRANT PROGRAM.**

7 *(a) ESTABLISHMENT OF PROGRAM.—The Dingell-*
 8 *Johnson Sport Fish Restoration Act is amended—*

9 *(1) by striking the section 13 relating to effective*
 10 *date (16 U.S.C. 777 note) and inserting the following:*

11 **“SEC. 14. MULTISTATE CONSERVATION GRANT PROGRAM.**

12 *“(a) IN GENERAL.—*

13 *“(1) AMOUNT FOR GRANTS.—Of the balance of*
 14 *each annual appropriation made under section 3 re-*
 15 *maining after the distribution and use under sub-*
 16 *sections (a), (b), and (c) of section 4 in a fiscal year,*
 17 *not more than \$3,000,000 shall be available to the*
 18 *Secretary of the Interior for making multistate con-*
 19 *servation project grants in accordance with this sec-*
 20 *tion.*

21 *“(2) PERIOD OF AVAILABILITY; APPORTION-*
 22 *MENT.—*

23 *“(A) PERIOD OF AVAILABILITY.—Amounts*
 24 *made available under paragraph (1) shall re-*
 25 *main available for making grants only for the*

1 *first fiscal year for which the amount is made*
 2 *available and the following fiscal year.*

3 *“(B) APPORTIONMENT.—At the end of the*
 4 *period of availability under subparagraph (A),*
 5 *the Secretary of the Interior shall apportion any*
 6 *amounts that remain available among the States*
 7 *in the manner specified in section 4(e) for use by*
 8 *the States in the same manner as funds appor-*
 9 *tioned under section 4(e).*

10 *“(b) SELECTION OF PROJECTS.—*

11 *“(1) STATES OR ENTITIES TO BE BENEFITED.—*
 12 *A project shall not be eligible for a grant under this*
 13 *section unless the project will benefit—*

14 *“(A) at least 26 States;*

15 *“(B) a majority of the States in a region of*
 16 *the United States Fish and Wildlife Service; or*

17 *“(C) a regional association of State fish*
 18 *and game departments.*

19 *“(2) USE OF SUBMITTED PRIORITY LIST OF*
 20 *PROJECTS.—The Secretary of the Interior may make*
 21 *grants under this section only for projects identified*
 22 *on a priority list of sport fish restoration projects de-*
 23 *scribed in paragraph (3).*

24 *“(3) PRIORITY LIST OF PROJECTS.—A priority*
 25 *list referred to in paragraph (2) is a priority list of*

1 *sport fish restoration projects that the International*
 2 *Association of Fish and Wildlife Agencies—*

3 “(A) prepares through a committee com-
 4 prised of the heads of State fish and game de-
 5 partments (or their designees), in consultation
 6 with—

7 “(i) nongovernmental organizations
 8 that represent conservation organizations;

9 “(ii) sportsmen organizations; and

10 “(iii) industries that fund the sport
 11 fish restoration programs under this Act;

12 “(B) approves by vote of a majority of the
 13 heads of State fish and game departments (or
 14 their designees); and

15 “(C) not later than October 1 of each fiscal
 16 year, submits to the Assistant Director for Wild-
 17 life and Sport Fish Restoration Programs.

18 “(4) PUBLICATION.—The Assistant Director for
 19 Wildlife and Sport Fish Restoration Programs shall
 20 publish in the Federal Register each priority list sub-
 21 mitted under paragraph (3)(C).

22 “(c) ELIGIBLE GRANTEES.—

23 “(1) IN GENERAL.—The Secretary of the Interior
 24 may make a grant under this section only to—

25 “(A) a State or group of States;

1 “(B) *the United States Fish and Wildlife*
 2 *Service, or a State or group of States, for the*
 3 *purpose of carrying out the National Survey of*
 4 *Fishing, Hunting, and Wildlife-Associated Recre-*
 5 *ation; and*

6 “(C) *subject to paragraph (2), a nongovern-*
 7 *mental organization.*

8 “(2) *NONGOVERNMENTAL ORGANIZATIONS.—*

9 “(A) *IN GENERAL.—Any nongovernmental*
 10 *organization that applies for a grant under this*
 11 *section shall submit with the application to the*
 12 *International Association of Fish and Wildlife*
 13 *Agencies a certification that the organization—*

14 “(i) *will not use the grant funds to*
 15 *fund, in whole or in part, any activity of*
 16 *the organization that promotes or encour-*
 17 *ages opposition to the regulated taking of*
 18 *fish; and*

19 “(ii) *will use the grant funds in com-*
 20 *pliance with subsection (d).*

21 “(B) *PENALTIES FOR CERTAIN ACTIVI-*
 22 *TIES.—Any nongovernmental organization that*
 23 *is found to use grant funds in violation of sub-*
 24 *paragraph (A) shall return all funds received*

1 *under this section and be subject to any other*
 2 *applicable penalties under law.*

3 “(d) *USE OF GRANTS.*—*A grant under this section*
 4 *shall not be used, in whole or in part, for an activity,*
 5 *project, or program that promotes or encourages opposition*
 6 *to the regulated taking of fish.*

7 “(e) *FUNDING FOR OTHER ACTIVITIES.*—*Of the bal-*
 8 *ance of each annual appropriation made under section 3*
 9 *remaining after the distribution and use under subsections*
 10 *(a), (b), and (c) of section 4 for each fiscal year and after*
 11 *deducting amounts used for grants under subsection (a)—*

12 “(1) *\$200,000 shall be made available for each*
 13 *of—*

14 “(A) *the Atlantic States Marine Fisheries*
 15 *Commission;*

16 “(B) *the Gulf States Marine Fisheries Com-*
 17 *mission;*

18 “(C) *the Pacific States Marine Fisheries*
 19 *Commission; and*

20 “(D) *the Great Lakes Fisheries Commission;*
 21 *and*

22 “(2) *\$400,000 shall be made available for the*
 23 *Sport Fishing and Boating Partnership Council es-*
 24 *tablished by the United States Fish and Wildlife*
 25 *Service.*

1 “(f) *NONAPPLICABILITY OF FEDERAL ADVISORY COM-*
 2 *MITTEE ACT.*—*The Federal Advisory Committee Act (5*
 3 *U.S.C. App.) shall not apply to any activity carried out*
 4 *under this section.”; and*

5 (2) *by moving that section to appear after the*
 6 *section 13 relating to State use of contributions (16*
 7 *U.S.C. 777l).*

8 (b) *CONFORMING AMENDMENT.*—*Section 4(e) of the*
 9 *Dingell-Johnson Sport Fish Restoration Act (16 U.S.C.*
 10 *777c(e)) is amended in the first sentence by inserting “and*
 11 *after deducting amounts used for grants under section 14,”*
 12 *after “respectively,”.*

13 **SEC. 123. FUNDING OF THE COASTAL WETLANDS PLAN-**
 14 **NING, PROTECTION AND RESTORATION ACT.**

15 Section 4(a) of the *Dingell-Johnson Sport Fish Res-*
 16 *toration Act (16 U.S.C. 777c(a)) is amended in the second*
 17 *sentence by striking “2000” and inserting “2009”.*

18 **SEC. 124. PERIOD OF AVAILABILITY.**

19 Section 4(f) of the *Dingell-Johnson Sport Fish Res-*
 20 *toration Act (16 U.S.C. 777c(f)) is amended in the first sen-*
 21 *tence by striking “, and if” and all that follows through*
 22 *“recreation”.*

23 **SEC. 125. MISCELLANEOUS PROVISION.**

24 Section 5 of the *Dingell-Johnson Sport Fish Restora-*
 25 *tion Act (16 U.S.C. 777d) is amended—*

1 (1) by inserting “, at the time at which a deduc-
 2 tion or apportionment is made,” after “certify”; and
 3 (2) by striking “and executing”.

4 **SEC. 126. CONFORMING AMENDMENT.**

5 Section 9504(b)(2)(A) of the Internal Revenue Code of
 6 1986 is amended by striking “(as in effect on the date of
 7 the enactment of the TEA 21 Restoration Act)” and insert-
 8 ing “(as in effect on the date of enactment of the Wildlife
 9 and Sport Fish Restoration Programs Improvement Act of
 10 2000)”.

11 ***Subtitle C—Wildlife and Sport Fish***
 12 ***Restoration Programs***

13 **SEC. 131. DESIGNATION OF PROGRAMS.**

14 The programs established under the Pittman-Robert-
 15 son Wildlife Restoration Act (16 U.S.C. 669 et seq.) and
 16 the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C.
 17 777 et seq.) shall be known as the “Federal Assistance Pro-
 18 gram for State Wildlife and Sport Fish Restoration”.

19 **SEC. 132. ASSISTANT DIRECTOR FOR WILDLIFE AND SPORT**
 20 ***FISH RESTORATION PROGRAMS.***

21 (a) **ESTABLISHMENT.**—There is established in the
 22 United States Fish and Wildlife Service of the Department
 23 of the Interior the position of Assistant Director for Wildlife
 24 and Sport Fish Restoration Programs.

1 (b) *SUPERIOR.*—*The Assistant Director for Wildlife*
 2 *and Sport Fish Restoration Programs shall report directly*
 3 *to the Director of the United States Fish and Wildlife Serv-*
 4 *ice.*

5 (c) *RESPONSIBILITIES.*—*The Assistant Director for*
 6 *Wildlife and Sport Fish Restoration Programs shall be re-*
 7 *sponsible for the administration, management, and over-*
 8 *sight of the Federal Assistance Program for State Wildlife*
 9 *and Sport Fish Restoration under the Pittman-Robertson*
 10 *Wildlife Restoration Act (16 U.S.C. 669 et seq.) and the*
 11 *Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777*
 12 *et seq.).*

13 **SEC. 133. REPORTS AND CERTIFICATIONS.**

14 (a) *IMPLEMENTATION REPORT.*—

15 (1) *IN GENERAL.*—*At the time at which the*
 16 *President submits to Congress a budget request for the*
 17 *Department of the Interior for fiscal year 2002, the*
 18 *Secretary of the Interior shall submit to the Com-*
 19 *mittee on Resources of the House of Representatives*
 20 *and the Committee on Environment and Public*
 21 *Works of the Senate a report on the steps that have*
 22 *been taken to comply with this title and the amend-*
 23 *ments made by this title.*

24 (2) *CONTENTS.*—*The report under paragraph (1)*
 25 *shall describe—*

1 (A) *the extent to which compliance with this*
2 *title and the amendments made by this title has*
3 *required a reduction in the number of personnel*
4 *assigned to administer, manage, and oversee the*
5 *Federal Assistance Program for State Wildlife*
6 *and Sport Fish Restoration;*

7 (B) *any revisions to this title or the amend-*
8 *ments made by this title that would be desirable*
9 *in order for the Secretary of the Interior to ade-*
10 *quately administer the Program and ensure that*
11 *funds provided to State agencies are properly*
12 *used; and*

13 (C) *any other information concerning the*
14 *implementation of this title and the amendments*
15 *made by this title that the Secretary of the Inte-*
16 *rior considers appropriate.*

17 (b) *PROJECTED SPENDING REPORT.—At the time at*
18 *which the President submits a budget request for the De-*
19 *partment of the Interior for fiscal year 2002 and each fiscal*
20 *year thereafter, the Secretary of the Interior shall report*
21 *in writing to the Committee on Resources of the House of*
22 *Representatives and the Committee on Environment and*
23 *Public Works of the Senate the amounts, broken down by*
24 *category, that are intended to be used for the fiscal year*
25 *under section 4(a)(1) of the Pittman-Robertson Wildlife*

1 *Restoration Act (16 U.S.C. 669c(a)(1)) and section 4(d)(1)*
 2 *of the Dingell-Johnson Sport Fish Restoration Act (16*
 3 *U.S.C. 777c(d)(1)).*

4 (c) *SPENDING CERTIFICATION AND REPORT.*—Not
 5 later than 60 days after the end of each fiscal year, the
 6 Secretary of the Interior shall certify and report in writing
 7 to the Committee on Resources of the House of Representa-
 8 tives and the Committee on Environment and Public Works
 9 of the Senate—

10 (1) *the amounts, broken down by category, that*
 11 *were used for the fiscal year under section 4(a)(1) of*
 12 *the Pittman-Robertson Wildlife Restoration Act (16*
 13 *U.S.C. 669c(a)(1)) and section 4(d)(1) of the Dingell-*
 14 *Johnson Sport Fish Restoration Act (16 U.S.C.*
 15 *777c(d)(1));*

16 (2) *the amounts apportioned to States for the fis-*
 17 *cal year under section 4(a)(2) of the Pittman-Robert-*
 18 *son Wildlife Restoration Act (16 U.S.C. 669c(a)(2))*
 19 *and section 4(d)(2)(A) of the Dingell-Johnson Sport*
 20 *Fish Restoration Act (16 U.S.C. 777c(d)(2)(A));*

21 (3) *the results of the audits performed under sec-*
 22 *tion 9(d) of the Pittman-Robertson Wildlife Restora-*
 23 *tion Act (16 U.S.C. 669h(d) and section 9(d) of the*
 24 *Dingell-Johnson Sport Fish Restoration Act (16*
 25 *U.S.C. 777h(d));*

1 (4) *that all amounts used for the fiscal year*
 2 *under section 4(a)(1) of the Pittman-Robertson Wild-*
 3 *life Restoration Act (16 U.S.C. 669c(a)(1)) and sec-*
 4 *tion 4(d)(1) of the Dingell-Johnson Sport Fish Res-*
 5 *toration Act (16 U.S.C. 777c(d)(1)) were necessary*
 6 *for expenses for administration incurred in imple-*
 7 *mentation of those Acts;*

8 (5) *that all amounts used for the fiscal year to*
 9 *administer those Acts by agency headquarters and by*
 10 *regional offices of the United States Fish and Wildlife*
 11 *Service were used in accordance with those Acts; and*

12 (6) *that the Secretary of the Interior, the Assist-*
 13 *ant Secretary for Fish and Wildlife and Parks, the*
 14 *Director of the United States Fish and Wildlife Serv-*
 15 *ice, and the Assistant Director for Wildlife and Sport*
 16 *Fish Restoration Programs each properly discharged*
 17 *their duties under those Acts.*

18 (d) *CERTIFICATIONS BY STATES.—*

19 (1) *IN GENERAL.—Not later than 60 days after*
 20 *the end of each fiscal year, each State that received*
 21 *amounts apportioned under the Pittman-Robertson*
 22 *Wildlife Restoration Act (16 U.S.C. 669 et seq.) or the*
 23 *Dingell-Johnson Sport Fish Restoration Act (16*
 24 *U.S.C. 777 et seq.) for the fiscal year shall certify to*
 25 *the Secretary of the Interior in writing that the*

1 *amounts were expended by the State in accordance*
 2 *with each of those Acts.*

3 (2) *TRANSMISSION TO CONGRESS.*—*Not later*
 4 *than December 31 of a fiscal year, the Secretary of*
 5 *the Interior shall transmit all certifications under*
 6 *paragraph (1) for the previous fiscal year to the Com-*
 7 *mittee on Resources of the House of Representatives*
 8 *and the Committee on Environment and Public*
 9 *Works of the Senate.*

10 (e) *LIMITATION ON DELEGATION.*—*The Secretary of*
 11 *the Interior shall not delegate the responsibility for making*
 12 *a certification under subsection (c) to any person except*
 13 *the Assistant Secretary for Fish and Wildlife and Parks.*

14 ***TITLE II—NATIONAL FISH AND***
 15 ***WILDLIFE FOUNDATION***

16 ***SEC. 201. SHORT TITLE.***

17 *This title may be cited as the “National Fish and*
 18 *Wildlife Foundation Establishment Act Amendments of*
 19 *2000”.*

20 ***SEC. 202. PURPOSES.***

21 *Section 2(b) of the National Fish and Wildlife Foun-*
 22 *dation Establishment Act (16 U.S.C. 3701(b)) is amended*
 23 *by striking paragraph (1) and inserting the following:*

24 *“(1) to encourage, accept, and administer pri-*
 25 *vate gifts of property for the benefit of, or in connec-*

1 *tion with, the activities and services of the United*
 2 *States Fish and Wildlife Service and the National*
 3 *Oceanic and Atmospheric Administration, to further*
 4 *the conservation and management of fish, wildlife,*
 5 *plants, and other natural resources;”.*

6 **SEC. 203. BOARD OF DIRECTORS OF THE FOUNDATION.**

7 *(a) ESTABLISHMENT AND MEMBERSHIP.—Section 3 of*
 8 *the National Fish and Wildlife Foundation Establishment*
 9 *Act (16 U.S.C. 3702) is amended by striking subsection (a)*
 10 *and inserting the following:*

11 *“(a) ESTABLISHMENT AND MEMBERSHIP.—*

12 *“(1) IN GENERAL.—The Foundation shall have a*
 13 *governing Board of Directors (referred to in this Act*
 14 *as the ‘Board’), which shall consist of 25 Directors*
 15 *appointed in accordance with subsection (b), each of*
 16 *whom shall be a United States citizen.*

17 *“(2) REPRESENTATION OF DIVERSE POINTS OF*
 18 *VIEW.—To the maximum extent practicable, the mem-*
 19 *bership of the Board shall represent diverse points of*
 20 *view relating to conservation and management of fish,*
 21 *wildlife, plants, and other natural resources.*

22 *“(3) NOT FEDERAL EMPLOYEES.—Appointment*
 23 *as a Director of the Foundation shall not constitute*
 24 *employment by, or the holding of an office of, the*
 25 *United States for the purpose of any Federal law.”.*

1 **(b) APPOINTMENT AND TERMS.**—*Section 3 of the Na-*
 2 *tional Fish and Wildlife Foundation Establishment Act (16*
 3 *U.S.C. 3702) is amended by striking subsection (b) and in-*
 4 *serting the following:*

5 **“(b) APPOINTMENT AND TERMS.**—

6 **“(1) AGENCY HEADS.**—*The Director of the*
 7 *United States Fish and Wildlife Service and the*
 8 *Under Secretary of Commerce for Oceans and Atmos-*
 9 *phere shall be Directors of the Foundation.*

10 **“(2) APPOINTMENTS BY THE SECRETARY OF THE**
 11 **INTERIOR.**—

12 **“(A) IN GENERAL.**—*Subject to subpara-*
 13 *graph (B), after consulting with the Secretary of*
 14 *Commerce and considering the recommendations*
 15 *submitted by the Board, the Secretary of the In-*
 16 *terior shall appoint 23 Directors who meet the*
 17 *criteria established by subsection (a), of whom—*

18 **“(i) at least 6 shall be educated or ex-**
 19 *perienced in fish, wildlife, or other natural*
 20 *resource conservation;*

21 **“(ii) at least 4 shall be educated or ex-**
 22 *perienced in the principles of fish, wildlife,*
 23 *or other natural resource management; and*

1 “(iii) *at least 4 shall be educated or ex-*
 2 *perienced in ocean and coastal resource con-*
 3 *servation.*

4 “(B) *TRANSITION PROVISION.—*

5 “(i) *CONTINUATION OF TERMS.—The*
 6 *15 Directors serving on the Board as of the*
 7 *date of enactment of this paragraph shall*
 8 *continue to serve until the expiration of*
 9 *their terms.*

10 “(ii) *NEW DIRECTORS.—Subject to*
 11 *paragraph (3), the Secretary of the Interior*
 12 *shall appoint 8 new Directors.*

13 “(3) *TERMS.—*

14 “(A) *IN GENERAL.—Subject to subpara-*
 15 *graph (B), each Director (other than a Director*
 16 *described in paragraph (1)) shall be appointed*
 17 *for a term of 6 years.*

18 “(B) *INITIAL APPOINTMENTS TO NEW MEM-*
 19 *BER POSITIONS.—Of the Directors appointed by*
 20 *the Secretary of the Interior under paragraph*
 21 *(2)(B)(ii), the Secretary shall appoint, in fiscal*
 22 *year 2001, 3 Directors for a term of 6 years.*

23 “(C) *SUBSEQUENT APPOINTMENTS TO NEW*
 24 *MEMBER POSITIONS.—Of the Directors appointed*
 25 *by the Secretary of the Interior under paragraph*

1 (2)(B)(ii), the Secretary shall appoint, in fiscal
2 year 2002—

3 “(i) 2 Directors for a term of 2 years;

4 and

5 “(ii) 3 Directors for a term of 4 years.

6 “(4) VACANCIES.—

7 “(A) IN GENERAL.—The Secretary of the
8 Interior shall fill a vacancy on the Board.

9 “(B) TERM OF APPOINTMENTS TO FILL UN-
10 EXPIRED TERMS.—An individual appointed to
11 fill a vacancy that occurs before the expiration
12 of the term of a Director shall be appointed for
13 the remainder of the term.

14 “(5) REAPPOINTMENT.—An individual (other
15 than an individual described in paragraph (1)) shall
16 not serve more than 2 consecutive terms as a Director,
17 excluding any term of less than 6 years.

18 “(6) REQUEST FOR REMOVAL.—The executive
19 committee of the Board may submit to the Secretary
20 of the Interior a letter describing the nonperformance
21 of a Director and requesting the removal of the Direc-
22 tor from the Board.

23 “(7) CONSULTATION BEFORE REMOVAL.—Before
24 removing any Director from the Board, the Secretary

1 *of the Interior shall consult with the Secretary of*
 2 *Commerce.”.*

3 (c) *TECHNICAL AMENDMENTS.—*

4 (1) *Section 4(c)(5) of the National Fish and*
 5 *Wildlife Foundation Establishment Act (16 U.S.C.*
 6 *3703(c)(5)) is amended by striking “Directors of the*
 7 *Board” and inserting “Directors of the Foundation”.*

8 (2) *Section 6 of the National Fish and Wildlife*
 9 *Foundation Establishment Act (16 U.S.C. 3705) is*
 10 *amended—*

11 (A) *by striking “Secretary” and inserting*
 12 *“Secretary of the Interior or the Secretary of*
 13 *Commerce”; and*

14 (B) *by inserting “or the Department of*
 15 *Commerce” after “Department of the Interior”.*

16 **SEC. 204. RIGHTS AND OBLIGATIONS OF THE FOUNDATION.**

17 (a) *PRINCIPAL OFFICE OF THE FOUNDATION.—Section*
 18 *4(a)(3) of the National Fish and Wildlife Foundation Es-*
 19 *tablishment Act (16 U.S.C. 3703(a)(3)) is amended by in-*
 20 *serting after “the District of Columbia” the following: “or*
 21 *in a county in the State of Maryland or Virginia that bor-*
 22 *ders on the District of Columbia”.*

23 (b) *INVESTMENT AND DEPOSIT OF FEDERAL FUNDS.—*
 24 *Section 4(c) of the National Fish and Wildlife Foundation*
 25 *Establishment Act (16 U.S.C. 3703(c)) is amended—*

1 (1) by redesignating paragraphs (3) through (7)
2 as paragraphs (7) through (11), respectively; and

3 (2) by inserting after paragraph (2) the fol-
4 lowing:

5 “(3) to invest any funds provided to the Founda-
6 tion by the Federal Government in obligations of the
7 United States or in obligations or securities that are
8 guaranteed or insured by the United States;

9 “(4) to deposit any funds provided to the Foun-
10 dation by the Federal Government into accounts that
11 are insured by an agency or instrumentality of the
12 United States;

13 “(5) to make use of any interest or investment
14 income that accrues as a consequence of actions taken
15 under paragraph (3) or (4) to carry out the purposes
16 of the Foundation;

17 “(6) to use Federal funds to make payments
18 under cooperative agreements entered into with will-
19 ing private landowners to provide substantial long-
20 term benefits for the restoration or enhancement of
21 fish, wildlife, plants, and other natural resources on
22 private land;”.

23 (c) AGENCY APPROVAL OF ACQUISITIONS OF PROP-
24 ERTY.—Section 4(e)(1) of the National Fish and Wildlife
25 Foundation Establishment Act (16 U.S.C. 3703(e)(1)) is

1 *amended by striking subparagraph (B) and inserting the*
 2 *following:*

3 “(B) *the Foundation notifies the Federal agency*
 4 *that administers the program under which the funds*
 5 *were provided of the proposed acquisition, and the*
 6 *agency does not object in writing to the proposed ac-*
 7 *quisition within 60 calendar days after the date of the*
 8 *notification.”.*

9 (d) *REPEAL.—Section 304 of Public Law 102–440 (16*
 10 *U.S.C. 3703 note) is repealed.*

11 (e) *AGENCY APPROVAL OF CONVEYANCES AND*
 12 *GRANTS.—Section 4(e)(3)(B) of the National Fish and*
 13 *Wildlife Foundation Establishment Act (16 U.S.C.*
 14 *3703(e)(3)(B)) is amended by striking clause (ii) and in-*
 15 *serting the following:*

16 “(ii) *the Foundation notifies the Federal agency*
 17 *that administers the Federal program under which*
 18 *the funds were provided of the proposed conveyance or*
 19 *provision of Federal funds, and the agency does not*
 20 *object in writing to the proposed conveyance or provi-*
 21 *sion of Federal funds within 60 calendar days after*
 22 *the date of the notification.”.*

23 (f) *RECONVEYANCE OF REAL PROPERTY.—Section 4(e)*
 24 *of the National Fish and Wildlife Foundation Establish-*

1 *ment Act (16 U.S.C. 3703(e)) is amended by striking para-*
 2 *graph (5) and inserting the following:*

3 “(5) *RECONVEYANCE OF REAL PROPERTY.*—*The*
 4 *Foundation shall convey at not less than fair market*
 5 *value any real property acquired by the Foundation*
 6 *in whole or in part with Federal funds if the Founda-*
 7 *tion notifies the Federal agency that administers the*
 8 *Federal program under which the funds were pro-*
 9 *vided, and the agency does not disagree within 60 cal-*
 10 *endar days after the date of the notification, that—*

11 “(A) *the property is no longer valuable for*
 12 *the purpose of conservation or management of*
 13 *fish, wildlife, plants, and other natural resources;*
 14 *and*

15 “(B) *the purposes of the Foundation would*
 16 *be better served by use of the proceeds of the con-*
 17 *veyance for other authorized activities of the*
 18 *Foundation.”.*

19 (g) *EXPENDITURES FOR PRINTING SERVICES OR CAP-*
 20 *ITAL EQUIPMENT.*—*Section 4 of the National Fish and*
 21 *Wildlife Foundation Establishment Act (16 U.S.C. 3703)*
 22 *is amended by adding at the end the following:*

23 “(h) *EXPENDITURES FOR PRINTING SERVICES OR*
 24 *CAPITAL EQUIPMENT.*—*The Foundation shall not make*
 25 *any expenditure of Federal funds in connection with any*

1 1 transaction for printing services or capital equipment
 2 that is greater than \$10,000 unless the expenditure is ap-
 3 proved by the Federal agency that administers the Federal
 4 program under which the funds were provided.”.

5 **SEC. 205. ANNUAL REPORTING OF GRANT DETAILS.**

6 Section 7(b) of the National Fish and Wildlife Foun-
 7 dation Establishment Act (16 U.S.C. 3706(b)) is
 8 amended—

9 (1) by striking “Congress” and inserting “the
 10 Committee on Resources of the House of Representa-
 11 tives and the Committee on Environment and Public
 12 Works of the Senate”; and

13 (2) by adding at the end the following: “The re-
 14 port shall include a detailed statement of the recipi-
 15 ent, amount, and purpose of each grant made by the
 16 Foundation in the fiscal year.”.

17 **SEC. 206. NOTICE TO MEMBERS OF CONGRESS.**

18 Section 4 of the National Fish and Wildlife Founda-
 19 tion Establishment Act (16 U.S.C. 3703) (as amended by
 20 section 204(g)) is amended by adding at the end the fol-
 21 lowing:

22 “(i) NOTICE TO MEMBERS OF CONGRESS.—The Foun-
 23 dation shall not make a grant of funds unless, by not later
 24 than 30 days before the grant is made, the Foundation pro-
 25 vides notice of the grant to the Member of Congress for the

1 congressional district in which the project to be funded with
 2 the grant will be carried out.”.

3 **SEC. 207. AUTHORIZATION OF APPROPRIATIONS.**

4 Section 10 of the National Fish and Wildlife Founda-
 5 tion Establishment Act (16 U.S.C. 3709) is amended by
 6 striking subsections (a), (b), and (c) and inserting the fol-
 7 lowing:

8 “(a) *AUTHORIZATION OF APPROPRIATIONS.*—

9 “(1) *IN GENERAL.*—There are authorized to be
 10 appropriated to carry out this Act for each of fiscal
 11 years 2001 through 2003—

12 “(A) \$20,000,000 to the Department of the
 13 Interior; and

14 “(B) \$5,000,000 to the Department of Com-
 15 merce.

16 “(2) *REQUIREMENT OF ADVANCE PAYMENT.*—The
 17 amount made available for a fiscal year under para-
 18 graph (1) shall be provided to the Foundation in an
 19 advance payment of the entire amount on October 1,
 20 or as soon as practicable thereafter, of the fiscal year.

21 “(3) *USE OF APPROPRIATED FUNDS.*—Subject to
 22 paragraph (4), amounts made available under para-
 23 graph (1) shall be provided to the Foundation for use
 24 for matching, on a 1-to-1 basis, contributions (wheth-
 25 er in currency, services, or property) made to the

1 *Foundation by private persons and State and local*
2 *government agencies.*

3 “(4) *PROHIBITION ON USE FOR ADMINISTRATIVE*
4 *EXPENSES.—No Federal funds made available under*
5 *paragraph (1) shall be used by the Foundation for*
6 *administrative expenses of the Foundation, including*
7 *for salaries, travel and transportation expenses, and*
8 *other overhead expenses.*

9 “(b) *ADDITIONAL AUTHORIZATION.—*

10 “(1) *IN GENERAL.—In addition to the amounts*
11 *authorized to be appropriated under subsection (a),*
12 *the Foundation may accept Federal funds from a*
13 *Federal agency under any other Federal law for use*
14 *by the Foundation to further the conservation and*
15 *management of fish, wildlife, plants, and other nat-*
16 *ural resources in accordance with the requirements of*
17 *this Act.*

18 “(2) *USE OF FUNDS ACCEPTED FROM FEDERAL*
19 *AGENCIES.—Federal funds provided to the Founda-*
20 *tion under paragraph (1) shall be used by the Foun-*
21 *dation for matching, in whole or in part, contribu-*
22 *tions (whether in currency, services, or property)*
23 *made to the Foundation by private persons and State*
24 *and local government agencies.*

1 “(c) *PROHIBITION ON USE OF GRANT AMOUNTS FOR*
 2 *LITIGATION AND LOBBYING EXPENSES.*—Amounts provided
 3 *as a grant by the Foundation shall not be used for—*

4 “(1) *any expense related to litigation; or*

5 “(2) *any activity the purpose of which is to in-*
 6 *fluence legislation pending before Congress.”.*

7 **SEC. 208. LIMITATION ON AUTHORITY.**

8 *The National Fish and Wildlife Foundation Establish-*
 9 *ment Act (16 U.S.C. 3701 et seq.) is amended by adding*
 10 *at the end the following:*

11 **“SEC. 11. LIMITATION ON AUTHORITY.**

12 *“Nothing in this Act authorizes the Foundation to per-*
 13 *form any function the authority for which is provided to*
 14 *the National Park Foundation by Public Law 90–209 (16*
 15 *U.S.C. 19e et seq.).”.*

16 **TITLE III—NATIONAL WILDLIFE**
 17 **REFUGE SYSTEM CENTENNIAL**

18 **SEC. 301. SHORT TITLE.**

19 *This title may be cited as the “National Wildlife Ref-*
 20 *uge System Centennial Act”.*

21 **SEC. 302. FINDINGS AND PURPOSES.**

22 (a) *FINDINGS.*—Congress finds that—

23 (1) *President Theodore Roosevelt began the Na-*
 24 *tional Wildlife Refuge System by establishing the first*
 25 *refuge at Pelican Island, Florida, on March 14, 1903;*

1 (2) *the National Wildlife Refuge System is com-*
2 *prised of more than 93,000,000 acres of Federal land*
3 *managed by the United States Fish and Wildlife*
4 *Service in more than 532 individual refuges and*
5 *thousands of waterfowl production areas located in all*
6 *50 States and the territories of the United States;*

7 (3) *the System is the only network of Federal*
8 *land dedicated singularly to wildlife conservation and*
9 *where wildlife-dependent recreation and environ-*
10 *mental education are priority public uses;*

11 (4) *the System serves a vital role in the con-*
12 *servation of millions of migratory birds, dozens of en-*
13 *dangered species and threatened species, some of the*
14 *premier fisheries of the United States, marine mam-*
15 *mals, and the habitats on which such species of fish*
16 *and wildlife depend;*

17 (5) *each year the System provides millions of*
18 *Americans with opportunities to participate in wild-*
19 *life-dependent recreation, including hunting, fishing,*
20 *and wildlife observation;*

21 (6)(A) *public visitation to national wildlife ref-*
22 *uges is growing, with more than 35,000,000 visitors*
23 *annually; and*

1 (B) it is essential that visitor centers and public
2 use facilities be properly constructed, operated, and
3 maintained;

4 (7) the National Wildlife Refuge System Volun-
5 teer and Community Partnership Enhancement Act
6 of 1998 (16 U.S.C. 742f note; Public Law 105–242),
7 and the amendments made by that Act, significantly
8 enhance the ability of the United States Fish and
9 Wildlife Service to incorporate volunteers and part-
10 nerships in refuge management;

11 (8) as of the date of enactment of this Act, the
12 System has an unacceptable backlog of critical oper-
13 ation and maintenance needs; and

14 (9) the occasion of the centennial of the System,
15 in 2003, presents a historic opportunity to enhance
16 natural resource stewardship and expand public en-
17 joyment of the national wildlife refuges of the United
18 States.

19 (b) *PURPOSES.*—The purposes of this title are—

20 (1) to establish a commission to promote aware-
21 ness by the public of the National Wildlife Refuge
22 System as the System celebrates its centennial in
23 2003;

1 (2) *to develop a long-term plan to meet the pri-*
 2 *ority operation, maintenance, and construction needs*
 3 *of the System;*

4 (3) *to require an annual report on the needs of*
 5 *the System prepared in the context of—*

6 (A) *the budget submission of the Depart-*
 7 *ment of the Interior to the President; and*

8 (B) *the President’s budget request to Con-*
 9 *gress; and*

10 (4) *to improve public use programs and facilities*
 11 *of the System to meet the increasing needs of the pub-*
 12 *lic for wildlife-dependent recreation in the 21st cen-*
 13 *tury.*

14 **SEC. 303. NATIONAL WILDLIFE REFUGE SYSTEM CENTEN-**
 15 **NIAL COMMISSION.**

16 (a) *ESTABLISHMENT.—There is established the Na-*
 17 *tional Wildlife Refuge System Centennial Commission (re-*
 18 *ferred to in this title as the “Commission”).*

19 (b) *MEMBERS.—*

20 (1) *IN GENERAL.—The Commission shall be com-*
 21 *posed of—*

22 (A) *the Director of the United States Fish*
 23 *and Wildlife Service;*

24 (B) *up to 10 individuals appointed by the*
 25 *Secretary of the Interior;*

1 (C) *the chairman and ranking minority*
 2 *member of the Committee on Resources of the*
 3 *House of Representatives and of the Committee*
 4 *on Environment and Public Works of the Senate,*
 5 *who shall be nonvoting members; and*

6 (D) *the congressional representatives of the*
 7 *Migratory Bird Conservation Commission, who*
 8 *shall be nonvoting members.*

9 (2) *APPOINTMENTS.—*

10 (A) *DEADLINE.—The members of the Com-*
 11 *mission shall be appointed not later than 90*
 12 *days after the effective date of this title.*

13 (B) *APPOINTMENTS BY THE SECRETARY OF*
 14 *THE INTERIOR.—*

15 (i) *IN GENERAL.—The members of the*
 16 *Commission appointed by the Secretary of*
 17 *the Interior under paragraph (1)(B)—*

18 (I) *shall not be officers or employ-*
 19 *ees of the Federal Government; and*

20 (II) *shall, in the judgment of the*
 21 *Secretary—*

22 (aa) *represent the diverse*
 23 *beneficiaries of the System; and*

24 (bb) *have outstanding knowl-*
 25 *edge or appreciation of wildlife,*

1 *natural resource management, or*
 2 *wildlife-dependent recreation.*

3 (ii) *REPRESENTATION OF VIEWS.—In*
 4 *making appointments under paragraph*
 5 *(1)(B), the Secretary of the Interior shall*
 6 *make every effort to ensure that the views of*
 7 *the hunting, fishing, and wildlife observa-*
 8 *tion communities are represented on the*
 9 *Commission.*

10 (3) *VACANCIES.—Any vacancy in the*
 11 *Commission—*

12 *(A) shall not affect the power or duties of*
 13 *the Commission; and*

14 *(B) shall be expeditiously filled in the same*
 15 *manner as the original appointment was made.*

16 (c) *CHAIRPERSON.—The Secretary of the Interior shall*
 17 *appoint 1 of the members as the Chairperson of the Com-*
 18 *mission.*

19 (d) *COMPENSATION.—The members of the Commission*
 20 *shall receive no compensation for their service on the Com-*
 21 *mission.*

22 (e) *TRAVEL EXPENSES.—*

23 (1) *LEGISLATIVE BRANCH MEMBERS.—The mem-*
 24 *bers of the Commission from the legislative branch of*
 25 *the Federal Government shall be allowed necessary*

1 *travel expenses, as authorized by other law for official*
2 *travel, while away from their homes or regular places*
3 *of business in the performance of services for the Com-*
4 *mission.*

5 (2) *EXECUTIVE BRANCH MEMBERS.—The mem-*
6 *bers of the Commission from the executive branch of*
7 *the Federal Government shall be allowed necessary*
8 *travel expenses in accordance with section 5702 of*
9 *title 5, United States Code, while away from their*
10 *homes or regular places of business in the perform-*
11 *ance of services for the Commission.*

12 (3) *OTHER MEMBERS AND STAFF.—The members*
13 *of the Commission appointed by the Secretary of the*
14 *Interior and staff of the Commission may be allowed*
15 *necessary travel expenses as authorized by section*
16 *5702 of title 5, United States Code, while away from*
17 *their homes or regular places of business in the per-*
18 *formance of services for the Commission.*

19 (f) *DUTIES.—The Commission shall—*

20 (1) *prepare, in cooperation with Federal, State,*
21 *local, and nongovernmental partners, a plan to com-*
22 *memorate the centennial of the National Wildlife Ref-*
23 *uge System beginning on March 14, 2003;*

24 (2) *coordinate the activities of the partners*
25 *under the plan; and*

1 (3) *plan and host, in cooperation with the part-*
2 *ners, a conference on the National Wildlife Refuge*
3 *System, and assist in the activities of the conference.*

4 (g) *STAFF.*—*Subject to the availability of appropria-*
5 *tions, the Commission may employ such staff as are nec-*
6 *essary to carry out the duties of the Commission.*

7 (h) *DONATIONS.*—

8 (1) *IN GENERAL.*—*The Commission may, in ac-*
9 *cordance with criteria established under paragraph*
10 *(2), accept and use donations of money, personal*
11 *property, or personal services.*

12 (2) *CRITERIA.*—*The Commission shall establish*
13 *written criteria to be used in determining whether the*
14 *acceptance of gifts or donations under paragraph (1)*
15 *would—*

16 (A) *reflect unfavorably on the ability of the*
17 *Commission or any employee of the Commission*
18 *to carry out its responsibilities or official duties*
19 *in a fair and objective manner; or*

20 (B) *compromise the integrity or the appear-*
21 *ance of the integrity of any person involved in*
22 *the activities of the Commission.*

23 (i) *ADMINISTRATIVE SUPPORT.*—*Upon the request of*
24 *the Commission—*

1 (1) *the Secretary of the Interior, acting through*
2 *the Director of the United States Fish and Wildlife*
3 *Service, may provide to the Commission such admin-*
4 *istrative support services as are necessary for the*
5 *Commission to carry out the duties of the Commission*
6 *under this title, including services relating to budg-*
7 *eting, accounting, financial reporting, personnel, and*
8 *procurement; and*

9 (2) *the head of any other appropriate Federal*
10 *agency may provide to the Commission such advice*
11 *and assistance, with or without reimbursement, as are*
12 *appropriate to assist the Commission in carrying out*
13 *the duties of the Commission.*

14 (j) *REPORTS.—*

15 (1) *ANNUAL REPORTS.—Not later than 1 year*
16 *after the effective date of this title, and annually*
17 *thereafter, the Commission shall submit to Congress a*
18 *report on the activities and plans of the Commission.*

19 (2) *FINAL REPORT.—Not later than September*
20 *30, 2004, the Commission shall submit to the Com-*
21 *mittee on Resources of the House of Representatives*
22 *and the Committee on Environment and Public*
23 *Works of the Senate a final report on the activities*
24 *of the Commission, including an accounting of all*
25 *funds received and expended by the Commission.*

1 (k) *TERMINATION.*—

2 (1) *IN GENERAL.*—*The Commission shall termi-*
 3 *nate 90 days after the date on which the Commission*
 4 *submits the final report under subsection (j).*

5 (2) *DISPOSITION OF MATERIALS.*—*Upon termi-*
 6 *nation of the Commission and after consultation with*
 7 *the Archivist of the United States and the Secretary*
 8 *of the Smithsonian Institution, the Secretary of the*
 9 *Interior may—*

10 (A)(i) *deposit all books, manuscripts, mis-*
 11 *cellaneous printed matter, memorabilia, relics,*
 12 *and other similar materials of the Commission*
 13 *relating to the centennial of the National Wild-*
 14 *life Refuge System in Federal, State, or local li-*
 15 *braries or museums; or*

16 (ii) *otherwise dispose of such materials; and*

17 (B)(i) *use other property acquired by the*
 18 *Commission for the purposes of the National*
 19 *Wildlife Refuge System; or*

20 (ii) *treat such property as excess property.*

21 **SEC. 304. LONG-TERM PLANNING AND ANNUAL REPORTING**
 22 **REQUIREMENTS REGARDING THE OPERATION**
 23 **AND MAINTENANCE BACKLOG.**

24 (a) *UNIFIED LONG-TERM PLAN.*—*Not later than*
 25 *March 1, 2002, the Secretary of the Interior shall prepare*

1 *and submit to Congress and the President a unified long-*
2 *term plan to address priority operation, maintenance, and*
3 *construction needs of the National Wildlife Refuge System,*
4 *including—*

5 *(1) priority staffing needs of the System; and*

6 *(2) operation, maintenance, and construction*
7 *needs as identified in—*

8 *(A) the Refuge Operating Needs System;*

9 *(B) the Maintenance Management System;*

10 *(C) the 5-year deferred maintenance list;*

11 *(D) the 5-year construction list;*

12 *(E) the United States Fish and Wildlife*
13 *Service report entitled “Fulfilling the Promise of*
14 *America’s National Wildlife Refuge System”;*
15 *and*

16 *(F) individual refuge comprehensive con-*
17 *servation plans.*

18 *(b) ANNUAL SUBMISSION.—Beginning with the sub-*
19 *mission to Congress of the budget for fiscal year 2003, the*
20 *Secretary of the Interior shall prepare and submit to Con-*
21 *gress, in the context of each annual budget submission, a*
22 *report that contains—*

23 *(1) an assessment of expenditures in the prior,*
24 *current, and upcoming fiscal years to meet the oper-*

1 *ation and maintenance backlog as identified in the*
 2 *long-term plan under subsection (a); and*

3 *(2) a specification of transition costs, in the*
 4 *prior, current, and upcoming fiscal years, as identi-*
 5 *fied in the analysis of newly acquired refuge land*
 6 *prepared by the Department of the Interior, and a de-*
 7 *scription of the method used to determine the priority*
 8 *status of the transition costs.*

9 **SEC. 305. YEAR OF THE NATIONAL WILDLIFE REFUGE.**

10 *(a) FINDING.—Congress finds that designation of the*
 11 *year 2003 as the “Year of the National Wildlife Refuge”*
 12 *would promote the goal of increasing public appreciation*
 13 *of the importance of the National Wildlife Refuge System.*

14 *(b) PROCLAMATION.—The President is requested to*
 15 *issue a proclamation calling on the people of the United*
 16 *States to conduct appropriate programs, ceremonies, and*
 17 *activities to accomplish the goal of such a year.*

18 **SEC. 306. AUTHORIZATION OF APPROPRIATIONS.**

19 *There are authorized to be appropriated to carry out*
 20 *the activities of the Commission under this title—*

21 *(1) \$100,000 for fiscal year 2001; and*

22 *(2) \$250,000 for each of fiscal years 2002*
 23 *through 2004.*

24 **SEC. 307. EFFECTIVE DATE.**

25 *This title takes effect on January 20, 2001.*

Amend the title so as to read: “An Act to amend the Pittman-Robertson Wildlife Restoration Act and the Dingell-Johnson Sport Fish Restoration Act to enhance the funds available for grants to States for fish and wildlife conservation projects, to reauthorize and amend the National Fish and Wildlife Foundation Establishment Act, to commemorate the centennial of the establishment of the first national wildlife refuge in the United States on March 14, 1903, and for other purposes.”.

Attest:

Secretary.

106TH CONGRESS
2D SESSION

H. R. 3671

AMENDMENTS

HR 3671 EAS—2

HR 3671 EAS—3

HR 3671 EAS—4

HR 3671 EAS—5